

PATENT COOPERATION TREATY
2005

From the INTERNATIONAL SEARCHING AUTHORITY

PCT

NOTIFICATION OF TRANSMITTAL OF
THE INTERNATIONAL SEARCH REPORT AND
THE WRITTEN OPINION OF THE INTERNATIONAL
SEARCHING AUTHORITY, OR THE DECLARATION
(PCT Rule 44.1)

<p>To: CHARLES E. DADSWELL GLAXOSMITHKLINE CORPORATE INTELLECTUAL PROPERTY DEPT. FIVE MOORE DRIVE, PO BOX 13398 RESEARCH TRIANGLE PARK, NC 27709</p>		Date of mailing (day/month/year)
Applicant's or agent's file reference PR60714WO	FOR FURTHER ACTION See paragraphs 1 and 4 below	
International application No. PCT/US05/03479	International filing date (day/month/year) 28 January 2005 (28.01.2005)	
Applicant SMITHKLINE BEECHAM CORPORATION		
<p>1. <input checked="" type="checkbox"/> The applicant is hereby notified that the international search report and the written opinion of the International Searching Authority have been established and are transmitted herewith.</p> <p>Filing of amendments and statement under Article 19: The applicant is entitled, if he so wishes, to amend the claims of the international application (see Rule 46).</p> <p>When? The time limit for filing such amendments is normally two months from the date of transmittal of the international search report.</p> <p>Where? Directly to the International Bureau of WIPO, 34 chemin des Colombettes, 1211 Geneva 20, Switzerland, Facsimile No.: (41-22) 338.82.70.</p> <p>For more detailed instructions, see the notes on the accompanying sheet.</p> <p>2. <input type="checkbox"/> The applicant is hereby notified that no international search report will be established and that the declaration under Article 17(2)(a) to that effect and the written opinion of the International Searching Authority are transmitted herewith.</p> <p>3. <input type="checkbox"/> With regard to the protest against payment of (an) additional fee(s) under Rule 40.2, the applicant is notified that:</p> <ul style="list-style-type: none"> <input type="checkbox"/> the protest together with the decision thereon has been transmitted to the International Bureau together with the applicant's request to forward the texts of both the protest and the decision thereon to the designated Offices. <input type="checkbox"/> no decision has been made yet on the protest; the applicant will be notified as soon as a decision is made. <p>4. Reminders</p> <p>Shortly after the expiration of 18 months from the priority date, the international application will be published by the International Bureau. If the applicant wishes to avoid or postpone publication, a notice of withdrawal of the international application, or of the priority claim, must reach the International Bureau as provided in Rules 90b(a.1) and 90b(a.3), respectively, before the completion of the technical preparations for international publication.</p> <p>The applicant may submit comments on an informal basis on the written opinion of the International Searching Authority to the International Bureau. The International Bureau will send a copy of such comments to all designated Offices unless an international preliminary examination report has been or is to be established. These comments would also be made available to the public but not before the expiration of 30 months from the priority date.</p> <p>Within 19 months from the priority date, but only in respect of some designated Offices, a demand for international preliminary examination must be filed if the applicant wishes to postpone the entry into the national phase until 30 months from the priority date (in some Offices even later); otherwise, the applicant must, within 20 months from the priority date, perform the prescribed acts for entry into the national phase before those designated Offices.</p> <p>In respect of other designated Offices, the time limit of 30 months (or later) will apply even if no demand is filed within 19 months.</p> <p>See the Annex to Form PCT/IB/301 and, for details about the applicable time limits, Office by Office, see the <i>PCT Applicant's Guide</i>, Volume II, National Chapters and the WIPO Internet site.</p>		
Name and mailing address of the ISA/ US Mail Stop PCT, Attn: ISA/US Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 Facsimile No. (703) 305-3230	<p>Authorized officer Deepak Rao <i>Deepak Rao</i> Telephone No. 571-222-1600</p>	

(See notes on accompanying sheet)

PATENT COOPERATION TREATY

PCT

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference PR60714WO	FOR FURTHER ACTION	see Form PCT/ISA/220 as well as, where applicable, item 5 below.
International application No. PCT/US05/03479	International filing date (day/month/year) 28 January 2005 (28.01.2005)	(Earliest) Priority Date (day/month/year) 30 January 2004 (30.01.2004)
Applicant SMITHKLINE BEECHAM CORPORATION		

This international search report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This international search report consists of a total of 4 sheets.



It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the Report	<p>a. <input checked="" type="checkbox"/> With regard to the language, the international search was carried out on the basis of the international application in the language in which it was filed.</p> <p><input type="checkbox"/> a translation of the international application into _____, which is the language of a translation furnished for the purposes of international search (Rules 12.3(a) and 23.1(b))</p>
2.	<input checked="" type="checkbox"/> b. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, see Box No. I.
3.	<input type="checkbox"/> Certain claims were found unsearchable (See Box No. II)
4.	<input type="checkbox"/> Unity of invention is lacking (See Box No. III)
5.	<p>a. <input type="checkbox"/> With regard to the title,</p> <p><input type="checkbox"/> the text is approved as submitted by the applicant.</p> <p><input checked="" type="checkbox"/> b. the text has been established by this Authority to read as follows: Please See Continuation Sheet</p>
6.	<p>a. <input checked="" type="checkbox"/> With regard to the abstract,</p> <p><input type="checkbox"/> the text is approved as submitted by the applicant.</p> <p><input type="checkbox"/> the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box No. IV. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.</p>
7.	<p>a. <input type="checkbox"/> With regard to the drawings,</p> <p><input type="checkbox"/> i. the figure of the drawings to be published with the abstract is Figure No. _____</p> <p><input type="checkbox"/> as suggested by the applicant.</p> <p><input type="checkbox"/> as selected by this Authority, because the applicant failed to suggest a figure.</p> <p><input type="checkbox"/> as selected by this Authority, because this figure better characterizes the invention.</p> <p>b. <input type="checkbox"/> ii. none of the figures is to be published with the abstract.</p>

INTERNATIONAL SEARCH REPORT

International application No.
PCT/US05/03479

Box No. II Observations where certain claims were found unsearchable (Continuation of item 2 of first sheet)

This international search report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1. Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely:

2. Claims Nos.: because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out, specifically:

3. Claims Nos.: 4,6-8 and 10-14 because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

Box No. III Observations where unity of invention is lacking (Continuation of item 3 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows:

1. As all required additional search fees were timely paid by the applicant, this international search report covers all searchable claims.
2. As all searchable claims could be searched without effort justifying additional fees, this Authority did not invite payment of any additional fees.
3. As only some of the required additional search fees were timely paid by the applicant, this international search report covers only those claims for which fees were paid, specifically claims Nos.:

4. No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:

Remark on Protest

The additional search fees were accompanied by the applicant's protest and, where applicable, the payment of a protest fee.

The additional search fees were accompanied by the applicant's protest but the applicable protest fee was not paid within the time limit specified in the invitation.

No protest accompanied the payment of additional search fees.

INTERNATIONAL SEARCH REPORT

International application No.

CT/US05/03479

A. CLASSIFICATION OF SUBJECT MATTER

IPC(7) : C07D 213/56, 231/12, 239/42; A61K 31/415, 416, 4418, 505
 US CL : 544/329, 332; 546/340; 548/309.7, 375.1; 514/275, 357, 405, 406

According to International Patent Classification (IPC) or to both national classification and I.P.C.

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)
 U.S. : 544/329, 332; 546/340; 548/309.7, 375.1; 514/275, 357, 405, 406

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)
 CAS ONLINE

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	US 5,863,924 A (BERGER et al) 26 January 1999 (26.01.1999), see entire document	1-3, 5, 9

<input type="checkbox"/>	Further documents are listed in the continuation of Box C.	<input type="checkbox"/>	See patent family annex.
* Special categories of cited documents:			
"A"	document defining the general state of the art which is not considered to be of particular relevance	"T"	later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
"B"	earlier application or patent published on or after the international filing date	"X"	document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
"C"	document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)	"Y"	document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other documents, such combination being obvious to a person skilled in the art
"O"	document referring to an oral disclosure, use, exhibition or other means	"&"	document member of the same patent family
"P"	document published prior to the international filing date but later than the priority date claimed		

Date of the actual completion of the international search 29 September 2005 (29.09.2005)	Date of mailing of the international search report 03 NOV 2005
Name and mailing address of the ISA/US Mail Stop PCT, Attn: ISA/US Commissioner for Patent P.O. Box 1450 Alexandria, Virginia 22313-1450 Facsimile No. (703) 305-3230	Authorized officer Deepak Rao  Telephone No. 571-272-1600

INTERNATIONAL SEARCH REPORT

International application No.,
PCT/US05/03744

Continuation of Item 4 of the first sheet:

The title is not descriptive of the invention as required by PCT Rule 4.3. The following title is suggested:
BENZAMIDE COMPOUNDS USEFUL AS ROCK INHIBITORS